

inquired by what Judgment, and it be found that it was by Default, whereunto the Tenant *must answer; then it behoveth the Tenant to answer further, and to shew that he had Right, and hath in the fore-said Land, according to the Form of the Writ that the Tenant before purchased against the Husband. (4) And if he can shew that the Husband of such Wife had no Right in the Lands, nor any other but he that holdeth them, the Tenant shall go quit, and the Wife shall recover nothing of her Dower; which thing if he cannot shew, the Wife shall recover her Dower. (5) And so in these Cases, and in certain other following, that is to say, when the Wife being endowed loseth her Dower by Default, and Tenants in free Marriage, by the Law of *England*, or for Term of Life, or in Fee-tail, divers Actions do concur for such Tenants, when they must demand their Land lost by Default: (6) And when it is come to that point, that the Tenants must be compelled to shew their Right, they cannot make answer without them to whom the Reversion of right belongeth; therefore it is granted unto them to vouch to Warranty, as if they were Tenants, if they have a Warranty. (7)

per quod judicium & comper-tum fuerit quod per defaultam ad quod tenens necesse habet respondere tunc oportet **107** tenentem ulterius respondere & ostendere quod ipse tenens jus habuit & habet in predicto tenemento secundum formam brevis quod prius super virum impetravit. Et si ostendere poterit quod vir mulieris non habuit jus in tenemento nec aliquis alius quam ipse qui tenet recedat quietus & uxor nichil capiat de dote quod si ostendere non poterit recuperet mulier dotem suam. Et sic in casibus istis & in quibusdam casibus subsequentibus scilicet quando uxor dotata amittit dotem per defaultam & tenentes in maritagium per legem Anglie vel ad terminum vite vel per feodum talliatum concurrunt plures actiones quia hujusmodi tenentes cum oporteat eos petere tenementa sua per defaultam amissa & ad hoc perventum fuerit quod tenens necesse habet ostendere jus suum non possunt ipsi sine hiis ad quos spectat reversio de jure respondere & ideo conceditur eis quod vocent ad warantum ac si essent tenentes si warantum habeant.